

Attorney Docket No.: F7590(V)
Serial No.: 10/072,570
Filed: February 8, 2002
Confirmation No.: 1952

Amendments to the Claims

This listing of claims will replace all prior versions, and listings, of claims in the application.

Listing of the Claims:

Claim 1 (withdrawn): Process for the preparation of one or more statins by fermentation, wherein a substrate is fermented with statins producing fungus, characterized in that substrate comprises more than 20% by weight of soy ingredients.

Claim 2 (withdrawn): Process according to claim 1, wherein the substrate comprises more than 50% by weight of soy ingredients.

Claim 3 (withdrawn): Process according to claim 1, wherein the substrate comprises more than 80% by weight of soy ingredients.

Claim 4 (withdrawn): Process according to claim 1, wherein the statins producing fungus is a *Monascus* fungus.

Claim 5 (withdrawn): Process according to claim 1, wherein an amount of oil being at least 5 wt.% oil is present in the substrate during fermentation.

Claim 6 (withdrawn): Process according to claim 5, wherein the oil is edible oil.

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Claim 7 (withdrawn): Process according to claim 5, wherein the oil is vegetable edible oil.

Claim 8 (withdrawn): Process according to claim 5, wherein the amount of oil is at least 10 wt.%.

Claim 9 (withdrawn): The *Monascus* strain F125 M1-4 deposited at the Centraal Bureau voor Schimmelculturen on 14.11.2000 having number CBS 109070.

Claim 10 (canceled)

Claim 11 (previously presented) Food products according to claim 19, wherein the amount of the one or more statins is 5-500 mg/kg.

Claim 12 (previously presented): Food product according to claim 21 wherein the amount of genistein is 20-95 wt% of the sum of the amounts of genistein and genistin.

Claim 13 (previously presented): Food product according to claim 21, wherein the amount of genistein is 20-80 wt.% of the sum of the amounts of genistein and genistin.

Claim 14 (previously presented): Food product according to claim 19, wherein the amount of statins is 5-500 mg/kg and the amount of polyphenols is 1 wt.% or higher.

Claim 15 (previously presented): Food product according to claim 14, wherein the amount of polyphenols is 5 wt.% or higher.

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Claim 16 (previously presented): Food product according claim 19, wherein the fermentation product has a Hue a* value less than 10.

Claims 17 and 18 (cancelled)

Claim 19 (currently amended): A food product selected from the group consisting of a margarine, a dressing, a sweet, a cereal bar, a breakfast cereal and a beverage, said food product comprising an extract of a fermentation product formed by fermenting a substrate comprising more than 50% by weight of soy ingredients with a statins producing monascus ruber fungus; wherein the fermentation product comprises one or more statins and one or more polyphenols and has a Hue a* value less than 20; wherein said soy ingredients are selected from the group consisting of whole soybeans, crushed whole soybeans, soy protein, soy milk and soy flakes; and wherein said extract is an ethanol extract or an edible oil extract.

Claim 20 (previously presented): A food product according to claim 19 wherein the substrate comprises more than 80% soy ingredients.

Claim 21 (previously presented): A food product according to claim 19 wherein the polyphenols comprise genistein and genistin, and wherein the amount of genistein is 10-99 wt.% of the sum of the amounts of genistein and genistin.

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Claim 22 (previously presented): A food product according to claim 19 wherein the fermentation product is formed by fermenting a substrate comprising more than 50% of soy ingredients with statins producing fungus in the presence of more than 10% of a vegetable oil.

Claim 23 (previously presented): A food product according to claim 19 wherein the fermentation product further comprises an amount of one or more compounds selected from the group consisting of polyunsaturated fatty acids, phytosterols, proteins, peptides, dietary fibers, and saponins.

Claim 24 (previously presented): A food product according to claim 19 wherein the substrate comprises whole soybeans or crushed whole soybeans.

Claims 25 and 26 (cancelled)

Claim 27 (previously presented): A food product according to claim 19 wherein the Hue a* value is less than 0.

Claim 28 (previously presented): A food product according to claim 19 wherein the edible oil is a vegetable oil.